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BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
STATE OF CALIFORNIA

In the Matter of)	FPPC No.: 02/90
)	
)	
GEORGE ENGASSER,)	DEFAULT DECISION AND
)	ORDER
)	(Government Code section 11506)
)	
)	
Respondent.)	

Complainant Mark Krause, Executive Director of the Fair Political Practices Commission, hereby submits this Default Decision and Order for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

Pursuant to the California Administrative Procedure Act,¹ Respondent George Engasser has been served with all of the documents necessary to conduct an administrative hearing regarding the above-captioned matter, including the following:

1. A Finding of Probable Cause;
2. An Accusation;
3. A Notice of Defense (Two Copies);
4. A Statement to Respondent; and,

¹ The California Administrative Procedure Act, which governs administrative adjudications, is contained in sections 11370 through 11529 of the Government Code.

5. Copies of Government Code sections 11506, 11507.5, 11507.6 and 11507.7


Section 11506 of the Government Code provides that failure by a respondent to file a Notice of Defense within fifteen days after being served with an Accusation shall constitute a waiver of the respondent's right to a hearing on the merits of the Accusation. The Statement to Respondent, served on Respondent George Engasser, explicitly states that a Notice of Defense must be filed in order to request a hearing. (Government Code section 11505, subdivision (b).) Respondent failed to file a Notice of Defense within 15 days of being served with an Accusation.

Respondent George Engasser violated the Political Reform Act as described in Exhibit 1, which is attached hereto and incorporated herein by reference as though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

This Default Decision and Order is submitted to the Commission to obtain a final disposition of this matter.

Dated:

7/24/03


Mark Krausse
Executive Director
Fair Political Practices Commission

ORDER

The Commission issues this Decision and Order and imposes an administrative penalty of One Thousand Two Hundred Dollars (\$1,200) upon Respondent George Engasser, payable to the “General Fund of the State of California.”

IT IS SO ORDERED, effective upon execution below by the Chairman of the Fair Political Practices Commission at Sacramento, California.

Dated:

Liane M. Randolph, Chairman
Fair Political Practices Commission